



US Army Corps
of Engineers®

Public Notice

Public Notice No.07-01

Date: **January 12, 2007**

Nashville District

Application No.**2006-04097**

Expires: **February 12, 2007**

Please address all comments to:
Nashville District Corps of Engineers, Regulatory Branch
3701 Bell Road, Nashville, TN 37214

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
and
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Community Docks at Haw Branch, Tennessee River Mile 209.6R, Pickwick Lake, Hardin County, Tennessee

TO ALL CONCERNED: The application described below has submitted for a Department of the Army (DA) Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899** for the construction of docks on waters of the United States, and a Tennessee Valley Authority (TVA) permit pursuant to **Section 26a of the TVA Act**.

APPLICANT: The Preserve Marina Owners Association, Inc.
3660 Pyburns Drive
Savannah, Tennessee 38372

LOCATION: Haw Branch Embayment, Tennessee River Mile 209.6, Right Bank, Pickwick Lake, Hardin County, Tennessee
(Pickwick Dam Quad; lat 35-04-15, lon 88-12-06)

DESCRIPTION: The proposed work consists of the construction of community docks for The Preserve Marina Homeowners Association. The proposed work would involve five separate dock systems. Dock A would consist of three - 20' by 20' boatslips, that would extend out 40' from the normal summer pool (NSP) Elevation 414.0' for Pickwick Lake. Dock B would consist of fifteen (15) - 20' by 24' boatslips, and extend out 48' from NSP shoreline. Dock C would consist of fifteen (15) - 20' by 24' boatslips, and extend out 38' from NSP shoreline. Dock D would consist of seven - 20' by 20' boatslips, and extend out 36' from the NSP shoreline. Dock E would consist of thirteen (13) - 20' by 20' boatslips, and would extend out 36' from the NSP shoreline.

All boatslips would be covered and floating. No dredging is proposed. A proposed boat ramp, 24' wide, would be constructed, but has previously been approved by DA Nationwide Permit #36 and TVA 26a approval in December 2006.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

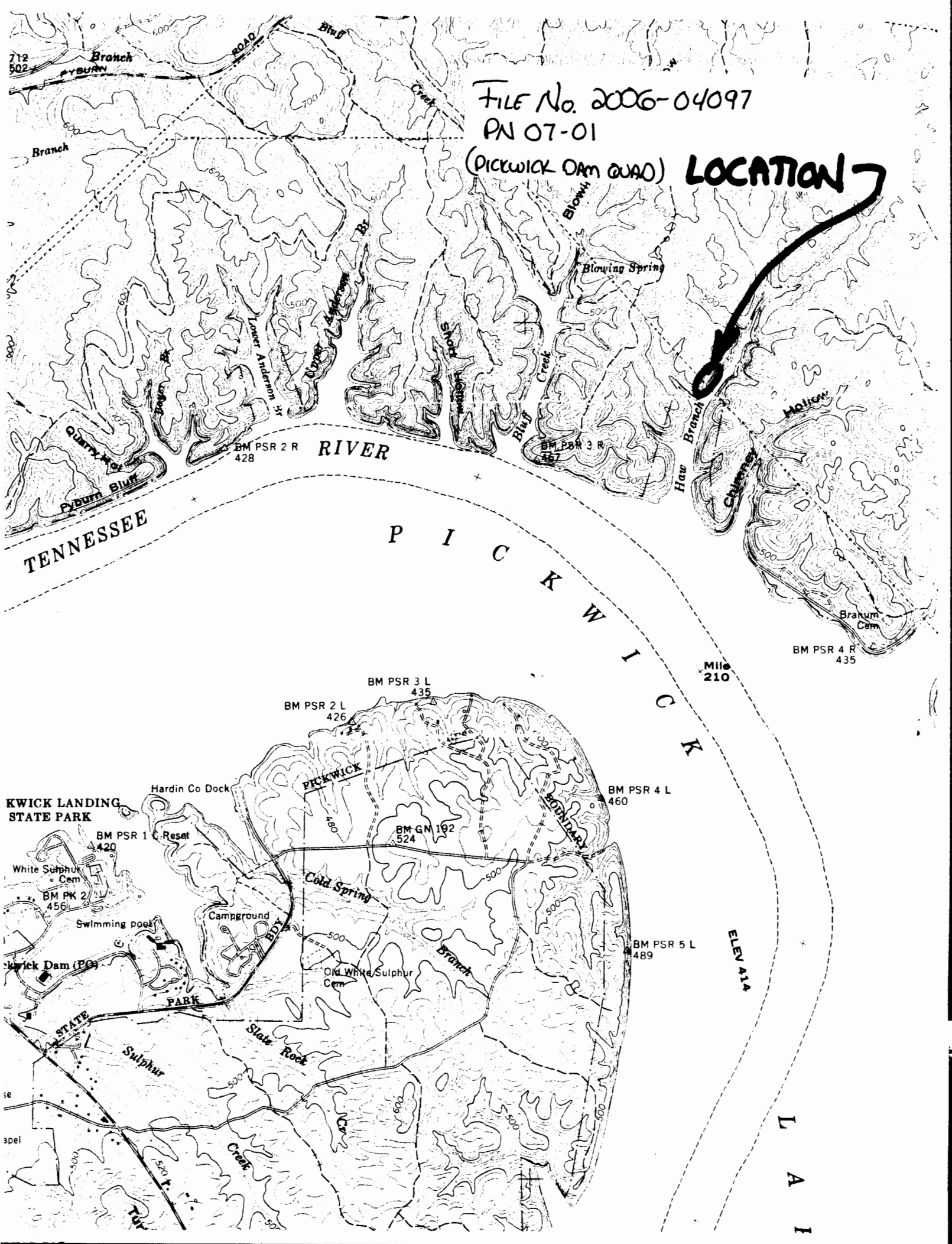
Tennessee Valley Authority (TVA) approval is required under Section 26a of the TVA Act for the proposed work. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Written statements received in this office on or before **February 12, 2007** will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Amy Robinson, at the above address, telephone (615) 369-7509. It is not necessary to comment separately to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to Mr. Kenley Austin, Tennessee Valley Authority, Pickwick Watershed, P.O. Box 1010, Muscle Shoals, Alabama 35662-1010, telephone 256-386-3456.

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If you received this notice by mail and wish to view all of the diagrams, visit our web site at:
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Amy Robinson at the above address or phone number.



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(PICKWICK DAM QUAD)

LOCATION

TENNESSEE

PICKWICK

Mile 210

KWICK LANDING STATE PARK

Hardin Co Dock

Reset

White Sulphur Cem

Swimming pools

Campground

Pickwick Dam (PO)

STATE

Sulphur

Slack Rock

Creek

Old White Sulphur Cem

Branch

Blowing Spring

Bluff Creek

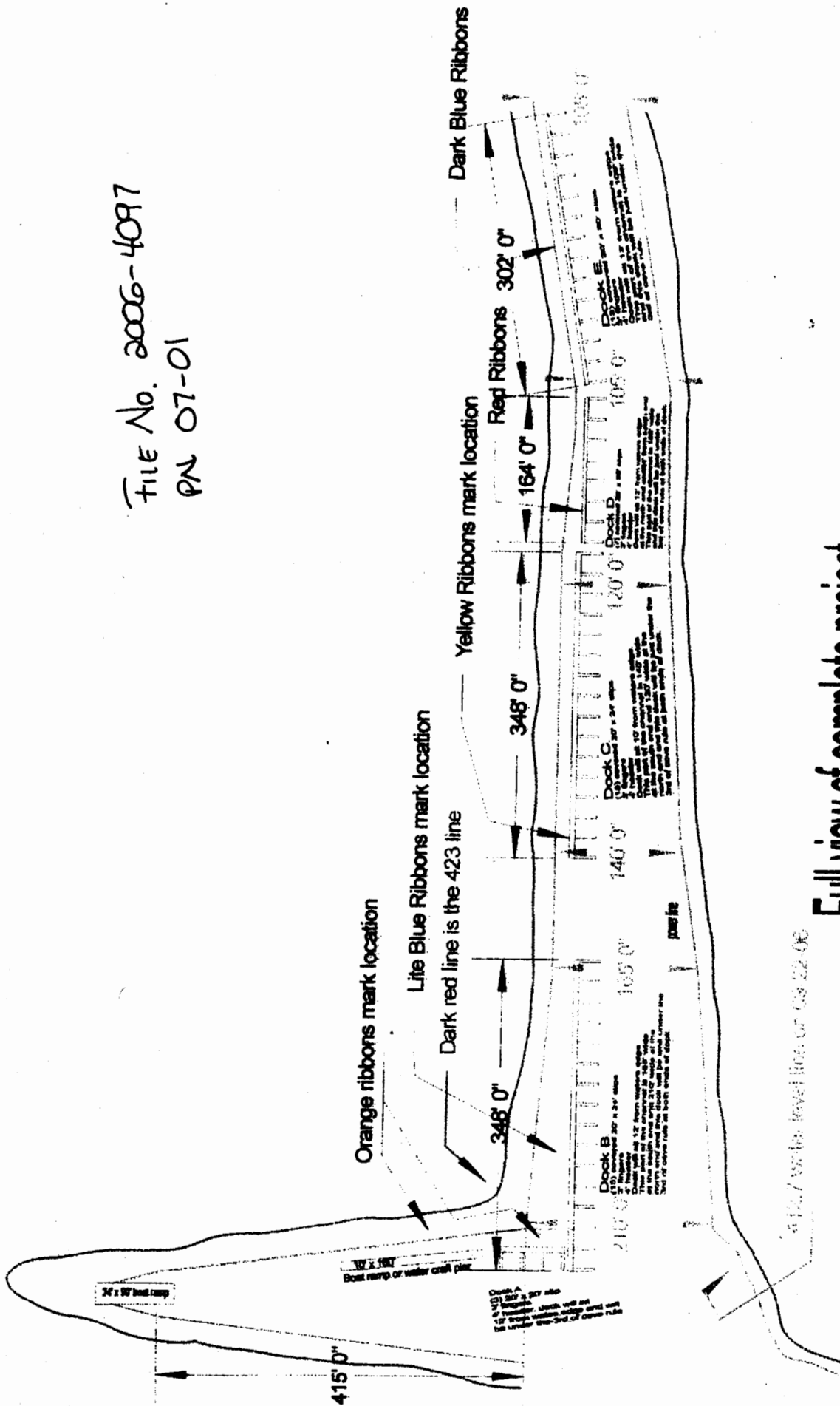
Blowing Spring

Blowing Spring

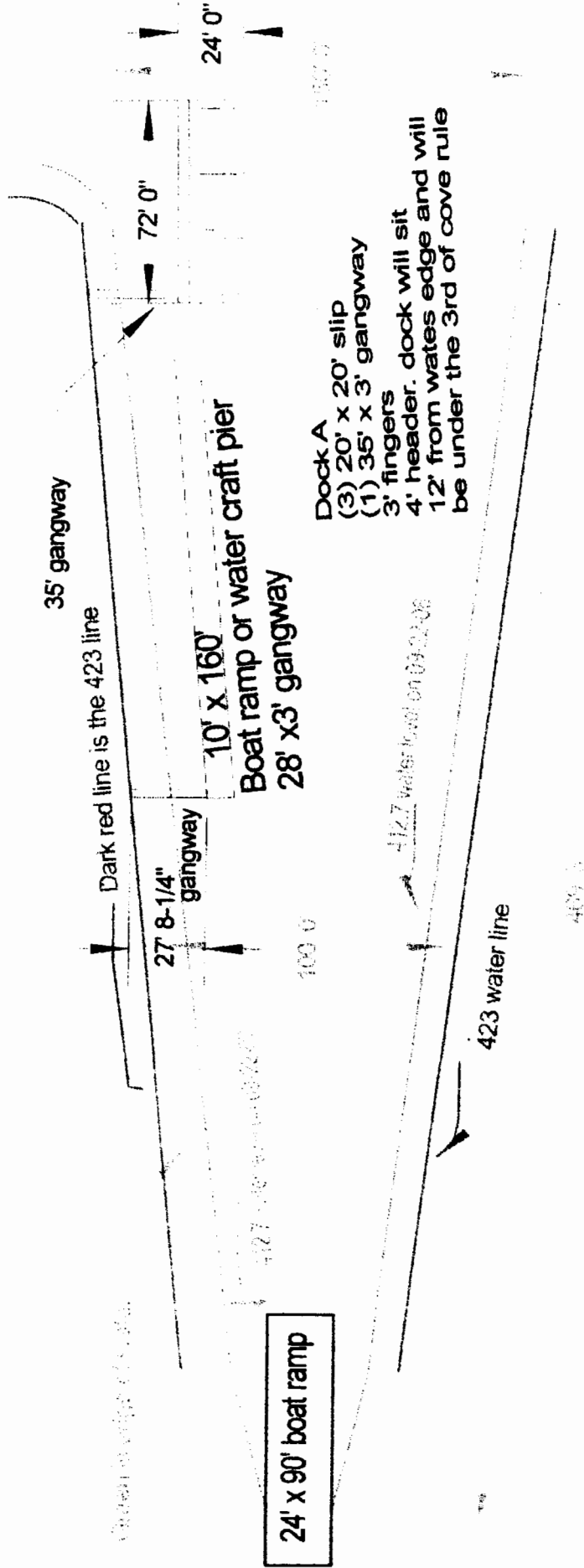
Blowing Spring

Blowing Spring

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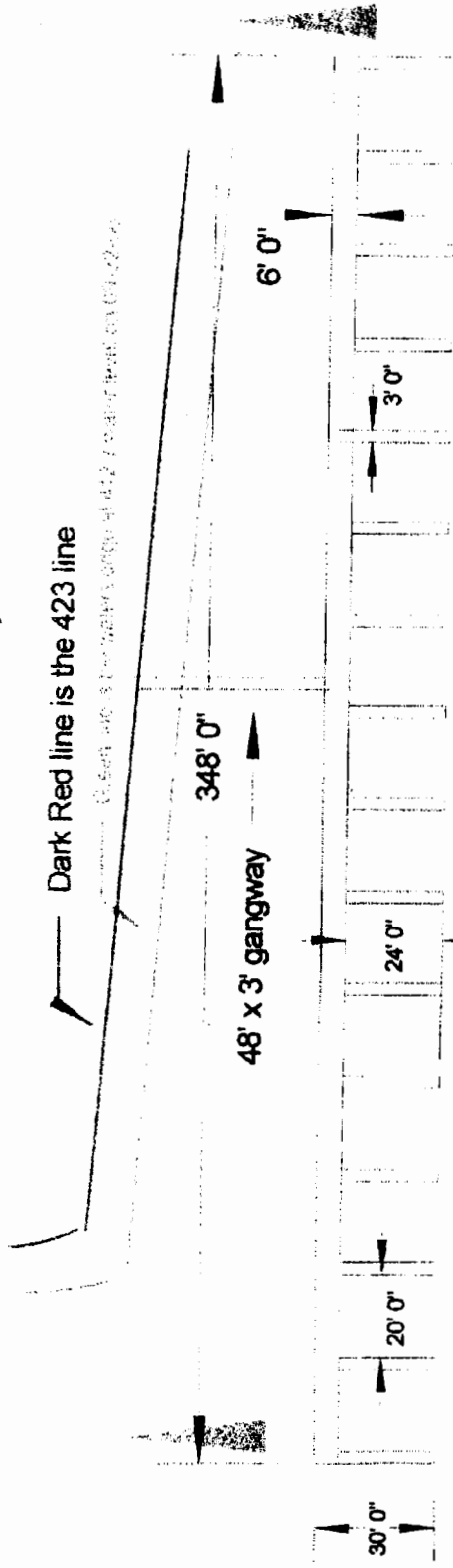


Full view of complete project.



24' x 90' Boat ramp
 10' x 160' boat ramp/watercraft pier
 28' x 3' gangway
 72' x 24' covered 3 slip dock.
 35' x 3' gangway

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Dock B.

- (15) covered 20' x 24' slips
- (1) 48' x 3' gangway
- 3' fingers
- 6' header

Dock will sit 12' from waters edge.
This part of the channel is 165' wide
at the south end and 210' wide at the
north end and this dock will be well under the
3rd of cove rule at both ends of dock.

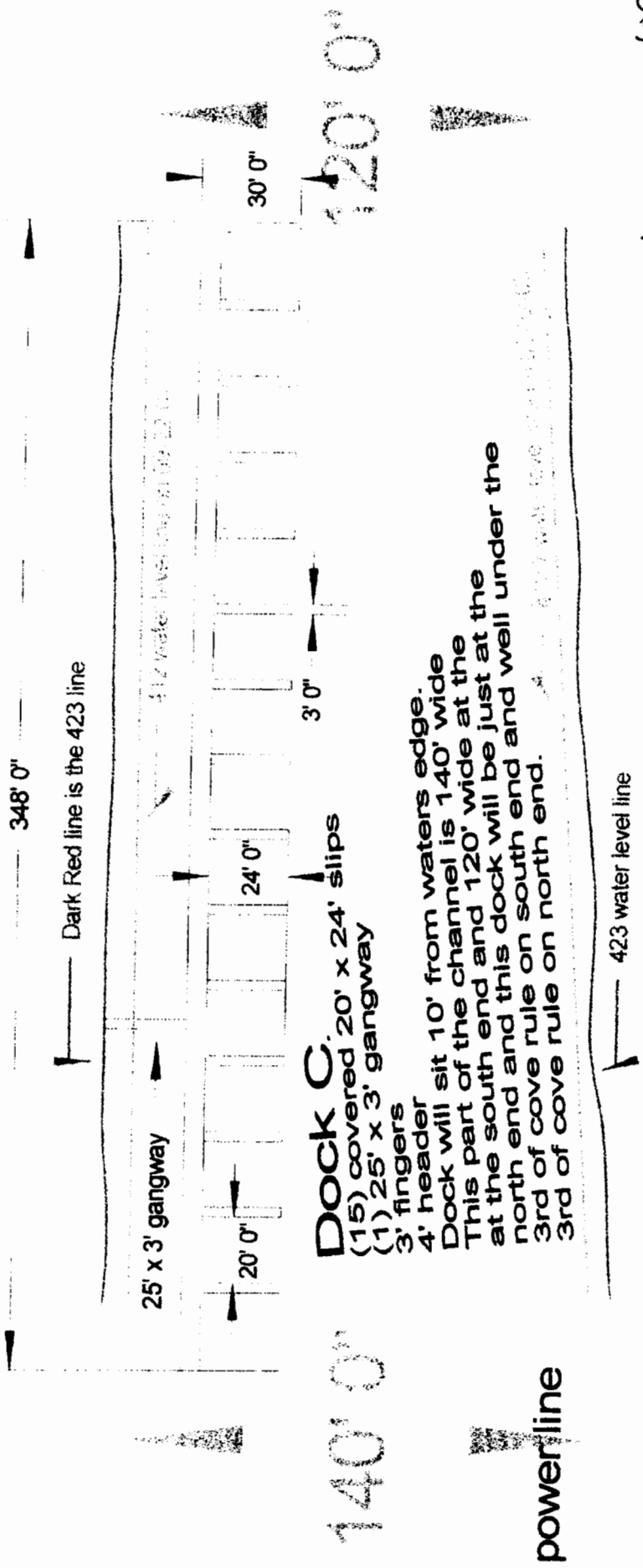
power line

412 water level line

423 water level line

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348' x 30' covered 15 slip dock
48' x 3' gangway



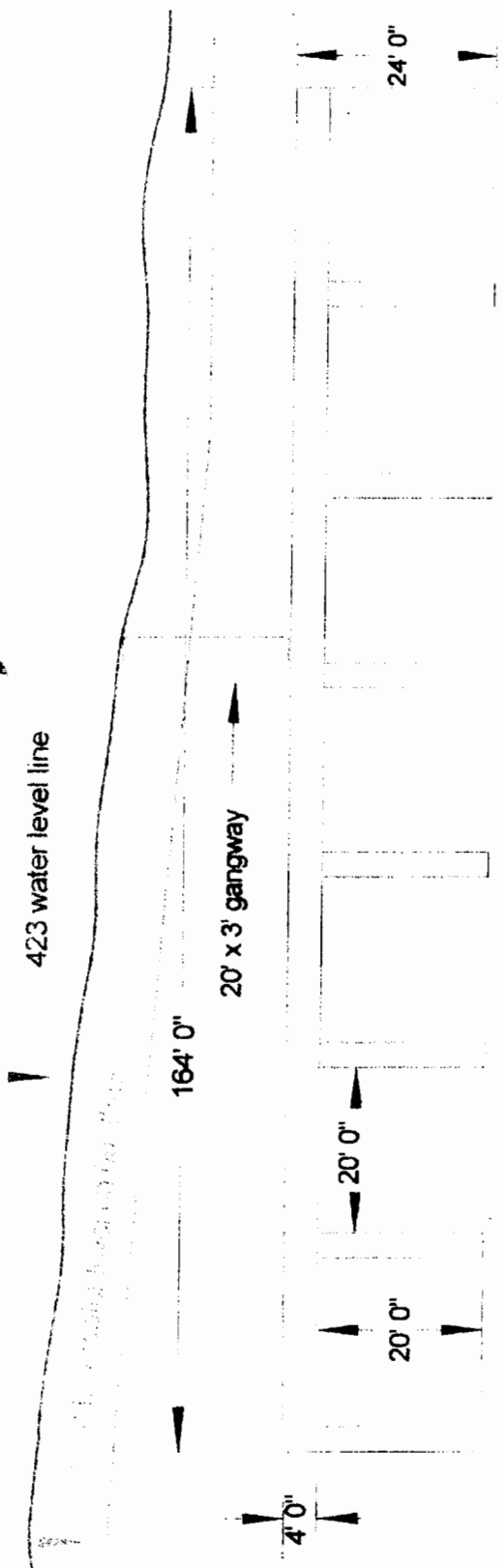
Dock C
 (15) covered 20' x 24' slips
 (1) 25' x 3' gangway
 3' fingers
 4' header

Dock will sit 10' from waters edge.
 This part of the channel is 140' wide
 at the south end and 120' wide at the
 north end and this dock will be just at the
 3rd of cove rule on south end and well under the
 3rd of cove rule on north end.

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348' x 30' covered 15 slip dock
 25' x 3' gangway

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Dock D.

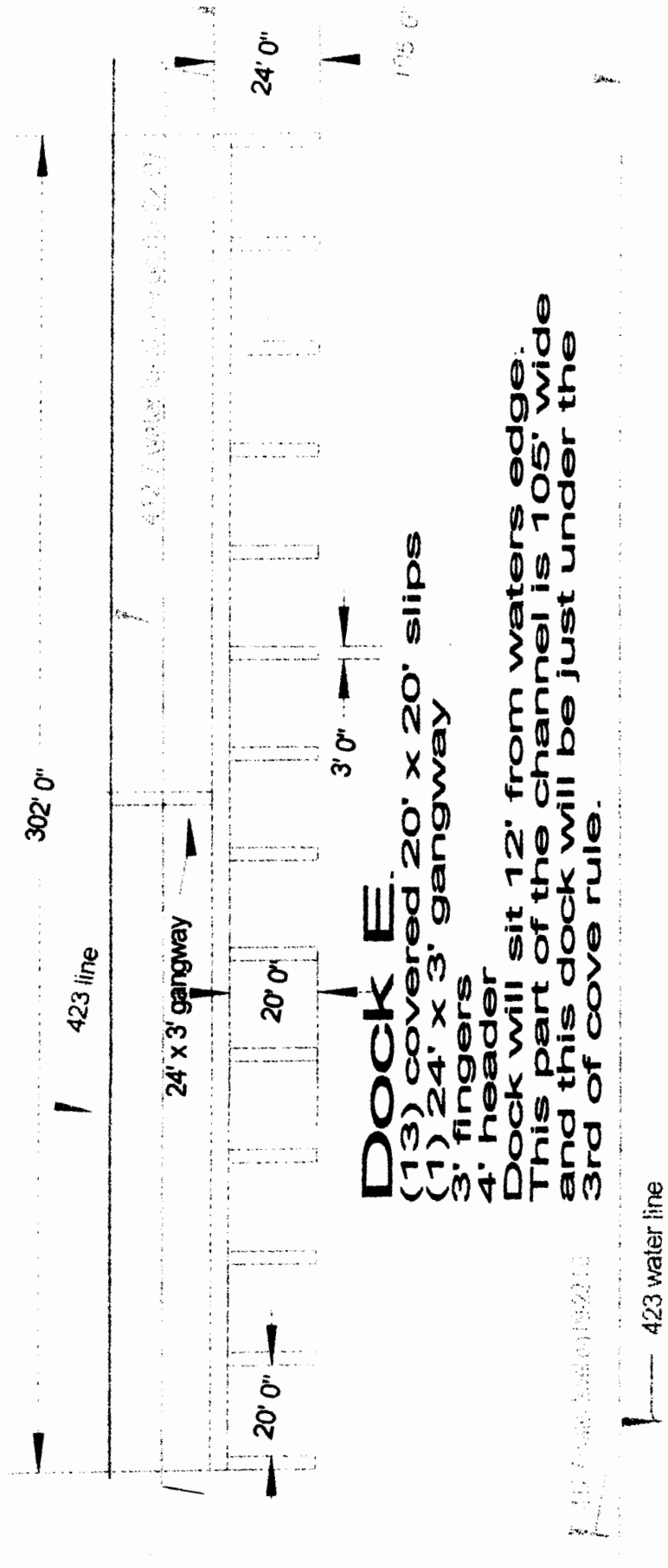
- (7) covered 20' x 20' slips
- (1) 20' x 3' gangway
- 3' fingers
- 4' header

Dock will sit 12' from waters edge.
 at the north end and 24' from south end.
 This part of the channel is 105' wide
 and this dock will be just under the
 3rd of cove rule at both ends of dock.

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423 water level on 09-22-06

423 line
 164' x 24' covered 7 slip dock
 20' x 3' gangway



302' x 24' covered 13 slip dock
 24' x 3' gangway

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